

## Appendix: Chart—Criminal Penalties, Licensing Sanctions, and Vehicle Sanctions Under Vehicle Code §904

	<b>DWLS/Knowingly Allowed Someone to DWLS – §904(1)-(2)</b>	<b>DWLS Causing Death – §904(4)</b>	<b>DWLS Causing Serious Injury – §904(5)</b>	<b>Knowingly Allowed Someone to DWLS Causing Death – §904(7)</b>	<b>Knowingly Allowed Someone to DWLS Causing Serious Injury – §904(7)</b>
<b>1st Offense (no prior suspensions)*</b>	<p><b>Misdemeanor penalties—§904(3):</b> Up to 93 days jail AND/OR maximum \$500 fine</p> <p><b>License sanction:</b> Mandatory additional sanction under §904(10), (11), or (12); one-time exemption for one FAC/FCJ suspension</p> <p><b>Immobilization—§904(17):</b> None, maximum 120 days impoundment possible under §904b(2)</p> <p><b>Plate confiscation – §904c(1):</b> None, cancel plates upon notice from police per §904(3)</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture – §625n(1):</b> None</p>	<p><b>Felony penalties—§904(4):</b> Maximum 15 years prison AND/OR \$2,500-\$10,000 fine</p> <p><b>License sanction—§303(5)(d), (7)(a):</b> Minimum 1 year revocation/denial</p> <p><b>Immobilization—§904d(2)(b):</b> Required up to 180 days, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	<p><b>Felony penalties—§904(5):</b> Prison up to 5 years, AND/OR \$1,000-\$5,000 fine</p> <p><b>License sanction—§303(5)(d), (7)(a):</b> Minimum 1 year revocation/denial</p> <p><b>Immobilization—§904d(2)(b):</b> Required up to 180 days, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	<p><b>Felony penalties—§904(7):</b> Prison up to 5 years, AND/OR \$1,000-\$5,000 fine</p> <p><b>License sanction:</b> No provision</p> <p><b>Immobilization:</b> No provision</p> <p><b>Plate confiscation – §904c(1):</b> None</p> <p><b>Registration denial:</b> No provision</p> <p><b>Forfeiture – §625n(1):</b> None</p>	<p><b>Felony penalties—§904(7):</b> Prison up to 2 years, AND/OR \$1,000-\$5,000 fine</p> <p><b>License sanction:</b> No provision</p> <p><b>Immobilization:</b> No provision</p> <p><b>Plate confiscation – §904c(1):</b> None</p> <p><b>Registration denial:</b> No provision</p> <p><b>Forfeiture – §625n(1):</b> None</p>

\*Prior suspensions are defined as prior mandatory additional suspensions/revocations imposed pursuant to §904(10), (11), and (12); not prior convictions of DWLS. See Section 1.3(G)(4) for discussion.

*Prepared with the assistance of the Michigan Department of State, Driver License Appeal Division, September 1, 1999. Updated May 2005.*

## Appendix: Chart—Criminal Penalties, Licensing Sanctions, and Vehicle Sanctions Under Vehicle Code §904 (continued)

	DWLS/Knowingly Allowed Someone to DWLS – §904(1)-(2)	DWLS Causing Death – §904(4)	DWLS Causing Serious Injury – §904(5)	Knowingly Allowed Someone to DWLS Causing Death – §904(7)	Knowingly Allowed Someone to DWLS Causing Serious Injury – §904(7)
<b>2nd Offense or 1 prior §904 suspension* within 7 years</b>	<p><b>Misdemeanor penalties—§904(3):</b> Up to 1 year jail AND/OR maximum \$1,000 fine</p> <p><b>License sanction:</b> Mandatory additional sanction under §904(10), (11), or (12); one-time exemption for one FAC/FCJ suspension</p> <p><b>Immobilization—§904d(2)(a):</b> Permissive up to 180 days; maximum 120 days impoundment possible under §904b(2)</p> <p><b>Plate confiscation – §904c(1):</b> None, cancel plates upon notice from police per §904(3)</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture—§625n(1):</b> None</p>	<p><b>Felony penalties—§904(4):</b> Maximum 15 years prison AND/OR \$2,500-\$10,000 fine</p> <p><b>License sanction – §303(5)(d), (7)(a):</b> Minimum 5 year revocation/denial, if imposed within 7 years after prior revocation/denial</p> <p><b>Immobilization—§904d(2)(b):</b> Required up to 180 days, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	<p><b>Felony penalties—§904(5):</b> Prison up to 5 years, AND/OR \$1,000-\$5,000 fine</p> <p><b>License sanction – §303(5)(d), (7)(a):</b> Minimum 5 years revocation/denial, if imposed within 7 years after prior revocation/denial</p> <p><b>Immobilization—§904d(2)(b):</b> Required up to 180 days, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	Same as 1st offense	Same as 1st offense

\*Prior suspensions are defined as prior mandatory additional suspensions/revocations imposed pursuant to §904(10), (11), and (12); not prior convictions of DWLS. See Section 1.3(G)(4) for discussion.

*Prepared with the assistance of the Michigan Department of State, Driver License Appeal Division, September 1, 1999. Updated May 2005.*

## Appendix: Chart—Criminal Penalties, Licensing Sanctions, and Vehicle Sanctions Under Vehicle Code §904 (continued)

	DWLS/Knowingly Allowed Someone to DWLS – §904(1)-(2)	DWLS Causing Death – §904(4)	DWLS Causing Serious Injury – §904(5)	Knowingly Allowed Someone to DWLS Causing Death – §904(7)	Knowingly Allowed Someone to DWLS Causing Serious Injury – §904(7)
<b>3rd offense or 2 prior §904 suspensions* within 7 years</b>	<p><b>Misdemeanor penalties—§904(3):</b> Up to 1 year jail AND/OR maximum \$1,000 fine</p> <p><b>License sanction:</b> Mandatory additional sanction under §904(10), (11), or (12); one-time exemption for one FAC/FCJ suspension</p> <p><b>Immobilization—§904d(2)(c):</b> 90 to 180 days required</p> <p><b>Plate confiscation—§904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture – §625n(1):</b> None</p>	<p><b>Felony penalties—§904(4):</b> Maximum 15 years prison AND/OR \$2,500-\$10,000 fine</p> <p><b>License sanction – §303(5)(d), (7)(a):</b> Minimum 5 years revocation/ denial, if imposed within 7 years after prior revocation/ denial</p> <p><b>Immobilization—§904d(2)(c):</b> Required 90 to 180 days, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	<p><b>Felony penalties—§904(5):</b> Prison up to 5 years, AND/OR \$1,000-\$5,000 fine</p> <p><b>License sanction – §303(5)(d), (7)(a):</b> Minimum 5 years revocation/ denial, if imposed within 7 years after prior revocation/ denial</p> <p><b>Immobilization—§904d(2)(c):</b> Required 90 to 180 days, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> None</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	Same as 1st offense	Same as 1st offense

\*Prior suspensions are defined as prior mandatory additional suspensions/revocations imposed pursuant to §904(10), (11), and (12); not prior convictions of DWLS. See Section 1.3(G)(4) for discussion.

*Prepared with the assistance of the Michigan Department of State, Driver License Appeal Division, September 1, 1999. Updated May 2005.*

## Appendix: Chart—Criminal Penalties, Licensing Sanctions, and Vehicle Sanctions Under Vehicle Code §904 (continued)

	DWLS/Knowingly Allowed Someone to DWLS – §904(1)-(2)	DWLS Causing Death – §904(4)	DWLS Causing Serious Injury – §904(5)	Knowingly Allowed Someone to DWLS Causing Death – §904(7)	Knowingly Allowed Someone to DWLS Causing Serious Injury – §904(7)
<b>4th offense or 3 prior §904 suspensions* within 7 years</b>	<p><b>Misdemeanor penalties—§904(3):</b> Up to 1 year jail AND/OR maximum \$1,000 fine</p> <p><b>License sanction:</b> Mandatory additional sanction under §904(10), (11), or (12); one-time exemption for one FAC/FCJ suspension</p> <p><b>Immobilization—§904d(2)(c):</b> 90 to 180 days required</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> Required</p> <p><b>Forfeiture – §625n(1):</b> None</p>	<p><b>Felony penalties—§904(4):</b> Maximum 15 years prison AND/OR \$2,500-\$10,000 fine</p> <p><b>License sanction – §303(5)(d), (7)(a):</b> Minimum 5 years revocation/denial, if imposed within 7 years after prior revocation/denial</p> <p><b>Immobilization—§904d(2)(c):</b> Required 90 to 180 days, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> Required</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	<p><b>Felony penalties—§904(5):</b> Prison up to 5 years, AND/OR \$1,000-\$5,000 fine</p> <p><b>License sanction – §303(5)(d), (7)(a):</b> Minimum 5 years revocation/denial, if imposed within 7 years after prior revocation/denial</p> <p><b>Immobilization—§904d(2)(c):</b> Required 90 to 180 days, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> Required</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	Same as 1st offense	Same as 1st offense

\*Prior suspensions are defined as prior mandatory additional suspensions/revocations imposed pursuant to §904(10), (11), and (12); not prior convictions of DWLS. See Section 1.3(G)(4) for discussion.

*Prepared with the assistance of the Michigan Department of State, Driver License Appeal Division, September 1, 1999. Updated May 2005.*

## Appendix: Chart—Criminal Penalties, Licensing Sanctions, and Vehicle Sanctions Under Vehicle Code §904 (continued)

	DWLS/Knowingly Allowed Someone to DWLS – §904(1)-(2)	DWLS Causing Death – §904(4)	DWLS Causing Serious Injury – §904(5)	Knowingly Allowed Someone to DWLS Causing Death – §904(7)	Knowingly Allowed Someone to DWLS Causing Serious Injury – §904(7)
<b>5th offense or 4 prior §904 suspensions* within 7 years</b>	<p><b>Misdemeanor penalties—§904(3):</b> Up to 1 year jail AND/OR maximum \$1,000 fine</p> <p><b>License sanction:</b> Mandatory additional sanction under §904(10), (11), or (12); one-time exemption for one FAC/FCJ suspension</p> <p><b>Immobilization—§904d(2)(d):</b> 1 to 3 years required</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> Required</p> <p><b>Forfeiture – §625n(1):</b> None</p>	<p><b>Felony penalties—§904(4):</b> Maximum 15 years prison AND/OR \$2,500-\$10,000 fine</p> <p><b>License sanction – §303(5)(d), (7)(a):</b> Minimum 5 years revocation/ denial, if imposed within 7 years after prior revocation/ denial</p> <p><b>Immobilization—§904d(2)(d):</b> 1 to 3 years required, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> Required</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	<p><b>Felony penalties—§904(5):</b> Prison up to 5 years, AND/ OR \$1,000-\$5,000 fine</p> <p><b>License sanction – §303(5)(d), (7)(a):</b> Minimum 5 years revocation/ denial, if imposed within 7 years after prior revocation/ denial</p> <p><b>Immobilization—§904d(2)(d):</b> 1 to 3 years required, unless forfeited.</p> <p><b>Plate confiscation – §904c(1):</b> Required</p> <p><b>Registration denial – §219(1)(d):</b> Required</p> <p><b>Forfeiture—§625n(1):</b> Permissive</p>	Same as 1st offense	Same as 1st offense

\*Prior suspensions are defined as prior mandatory additional suspensions/revocations imposed pursuant to §904(10), (11), and (12); not prior convictions of DWLS. See Section 1.3(G)(4) for discussion.

*Prepared with the assistance of the Michigan Department of State, Driver License Appeal Division, September 1, 1999. Updated May 2005.*